

but no mention was made of formal drawings. A response to this notice was filed on February 10, 2004, within the two month time to respond to the notice.

On March 5, 2004 another Filing Receipt and Notice to File Corrected Application Papers were mailed indicating a filing date of September 17, 2003. The Notice to File Corrected Application Papers required the submission of formal drawings. Formal drawings were filed on May 28, 2004 along with a Petition for Extension of Time requesting a one month extension to respond to the notice. A copy of the formal drawings and postcard submitted is attached.

On June 15, 2004 a Notice of Incomplete Reply was mailed, again indicating a filing date of September 17, 2003. A Preliminary Amendment to Patent Application was filed on July 6, 2004 in response to the Notice of Incomplete Reply. The specification was amended to reflect the new figure set but no new figures were submitted. The original application contained thirteen figures but was amended to contain the eight figures submitted on May 28, 2004.

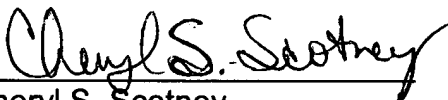
The Notice of Incomplete Reply indicated that the figures were not electronically reproducible but applicant contends that the figures submitted are electronically reproducible and that the notice was in error. Applicant contends that the error the notice intended to seek correction for was the discrepancy in the number of figures submitted which was corrected in the preliminary amendment.

An Updated Filing Receipt was mailed on July 26, 2004, indicating a filing date of July 8, 2004. Applicant contends that it has timely submitted all required

elements of its patent application and should receive the original filing date of September 17, 2003.

Therefore, applicant respectfully requests a Corrected Filing Receipt indicating the original September 17, 2003 filing date and a total of eight drawings.

Dated: Aug. 31, 2004


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Client/Matter No. Bob 1338-062B Serial No. 10/664,525 Filing Date: 9/17/03
Applicant: Atkinson Client: Bobs Space Racer
Title/Mark: LIQUID RACING GAME

THE MAIL ROOM STAMP BELOW ACKNOWLEDGES RECEIPT OF THE FOLLOWING DOCUMENTS ON
THE DATE INDICATED ON THE MAIL ROOM STAMP.

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| <ul style="list-style-type: none"><input type="checkbox"/> Appl'n for Patent with:<ul style="list-style-type: none">_____pgs. of application_____pgs. drawings informal/formal<input type="checkbox"/> Application Data Sheet<input type="checkbox"/> Request Not to Publish<input type="checkbox"/> Inventor's Declaration <input type="checkbox"/> POA _____#<input type="checkbox"/> Information Disclosure Statement<input type="checkbox"/> PTO-1449 <input type="checkbox"/> Copies of References<input type="checkbox"/> Resp. Notice of Missing Req./Formalities Req.<input type="checkbox"/> Amendment _____<input checked="" type="checkbox"/> <u>8</u> pgs. formal drawings<input type="checkbox"/> Issue Fee forms _____<input type="checkbox"/> Assignment & Assignment Recordation form<input type="checkbox"/> Transmittal Letter<input type="checkbox"/> Fee Calculation Sheet<input checked="" type="checkbox"/> Check No.: <u>18815</u> \$ <u>55.00</u><input checked="" type="checkbox"/> Certificate of Mailing date of: <u>May 28, 2004</u> | <ul style="list-style-type: none"><input type="checkbox"/> Maintenance Fee Trans. <input type="checkbox"/> Fee Address Indication<input type="checkbox"/> PCT Request <input type="checkbox"/> PCT Demand<input checked="" type="checkbox"/> Request for <u>1</u> mo. Ext. of Time<input type="checkbox"/> Appl'n for TM / SM<ul style="list-style-type: none"><input type="checkbox"/> Use Based <input type="checkbox"/> ITU<input type="checkbox"/> Specimen<input type="checkbox"/> Allegation of Use<input type="checkbox"/> Section 8 & 15 Affidavit<input type="checkbox"/> Section 8 & 9 Renewal<input type="checkbox"/> Appl'n for Copyright Registration<ul style="list-style-type: none">Form _____/____# deposits<input type="checkbox"/> _____<input type="checkbox"/> _____<input type="checkbox"/> _____<input type="checkbox"/> _____<input type="checkbox"/> _____Express Mail No.: _____ |
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